

## DECLARATION AND POWER OF ATTORNEY

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled LAMINATE PACKAGE FOR AN ENERGY STORAGE DEVICE

the specification of which (check one):

\_\_\_\_\_ is attached hereto

or

X was filed on 10 July 2001

as PCT International Application No. PCT/AU00/00838

and on 6 March 2002 as U.S. Application No. 10/070,385

and X was amended on 6 March 2002

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application, as defined in 37 C.F.R. §1.56.

I hereby claim foreign priority benefits under Title 35 United States Code §119(a)-(d) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below. I have also identified below any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

<u>Appl. Serial No./ Country</u>	<u>Filing Date</u>	<u>Status</u>	<u>Priority Claimed</u>
<u>PQ 8700 AU</u>	<u>10 July 2000</u>	_____	Yes: <u>X</u> No: _____
_____	_____	_____	Yes: _____ No: _____

\_\_\_\_\_ Additional foreign applications are listed on an attached supplemental priority data sheet.

I hereby claim the benefit under Title 35, United States Code §120, of any United States applications or §365(c) of any PCT international application designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in those prior applications in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>U.S. / PCT Appl.. Serial No.</u>	<u>Filing Date</u>	<u>Status/Patent No.</u>	<u>Priority Claimed</u>
_____	_____	_____	Yes: _____ No: _____
_____	_____	_____	Yes: _____ No: _____

\_\_\_\_\_ Additional U.S. / PCT applications are listed on an attached supplemental priority data sheet.

I hereby claim the benefit under Title 35, United States Code §119(e), of any United States provisional applications listed below :

Application Number

Filing Date

And I hereby appoint the registered practitioners of Kenyon & Kenyon included in the Customer Number provided below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

23838

Please address all correspondence to the above Customer Number.

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**First Inventor**

: Rory Albert James PYNENBURG

**Inventor's Signature**

: *Rory Pynenburg*

**Date**

: May 8<sup>th</sup> 2002

**Residence**

: 2530 NW Edinburg Drive

Hillsboro, Oregon 97124

USA

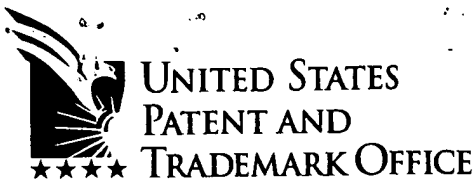
**Citizenship**

: BRITISH

**Post Office Address**

: Same as above

400851



AUGUST 30, 2002

PTAS

Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
www.uspto.gov

KENYON & KENYON  
WILLIAM K. WELLS  
1500 K STREET, N.W., SUITE 700  
WASHINGTON, DC 20005



\*102142082A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
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THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 05/21/2002

REEL/FRAME: 013038/0725  
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

PYNENBURG, RORY ALBERT JAMES

DOC DATE: 05/08/2002

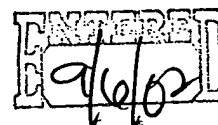
ASSIGNEE:

ENERGY STORAGE SYSTEMS PTY LTD  
UNITS 9 & 10  
12 MARS ROAD  
LANE COVE, NSW 2066, AUSTRALIA

SERIAL NUMBER: 10070385  
PATENT NUMBER:

FILING DATE: 05/21/2002  
ISSUE DATE:

MARY BENTON, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS





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Director of the United States Patent and Trademark Office  
Washington, DC 20231  
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AUTHORIZATION TO CHARGE ADDITIONAL FEES TO DEPOSIT



\*102142082B\*

AUGUST 30, 2002

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TRADEMARK SERVICE FEES:	FEE CODE:
RECORDING FIRST MARK	481
RECORDATION SECOND AND SUBSEQUENT MARK IN SAME DOCUMENT	482
LABOR CHARGES FOR SERVICES PER HOURS OR FRACTION THEREOF	484
UNSPECIFIED OTHER SERVICES	485

PATENT SERVICE FEES:

RECORDING EACH PATENT ASSIGNMENT, AGREEMENT, OTHER PAPER, PER PROPERTY	581
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LABOR CHARGES FOR SERVICES PER HOUR	584
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UNSPECIFIED OTHER SERVICES	585

07-03-2002



Rec'd PCT/PTO 21 MAY 2002 #3  
OVER SHEET U.S. DEPARTMENT OF COMMERCE  
ONLY 10/070385  
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To the Assistant C

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attached original documents or copy thereof.

1. Name of conveying party(ies):

Rory Albert James PYNENBURG

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: 8 May 2002

2. Name and address of receiving party(ies):

Name: ENERGY STORAGE SYSTEMS PTY LTD  
Internal Address:  
Street Address: Units 9 & 10  
12 Mars Road  
Lane Cove, NSW 2066  
AUSTRALIA

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s);

10/070385

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)  
10/070,385

B. Patent No.(s)

Additional numbers attached: ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

William K. Wells  
Kenyon & Kenyon  
1500 K Street, N.W., Suite 700  
Washington, DC 20005

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$40.00

- ☐ Enclosed  
☒ Authorized to be charged to deposit account

8. Deposit account number:

11-0600

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

William K. Wells  
Name of Person Signing

William K. Wells  
Signature

21 May 2002  
Date

Total number of pages including cover sheet, attachments, and document: 4

Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, and Convention applications based in whole or in part upon said inventions or discoveries, or upon said applications, and any and all Letters Patent, reissues, and extensions of letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications, and said Letters Patent.

2. Authorize Assignee to file patent applications in any or all countries for any or all of said inventions and discoveries in my name or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or otherwise.

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title, and interest therein or otherwise as Assignee may direct.

4. Warrant that I have not knowingly conveyed to others any right in said inventions, discoveries, applications, or patents or any license to use the same or to make, use, or sell anything embodying or utilizing any of said inventions or discoveries; and that I have good right to assign the same to Assignee without encumbrance.

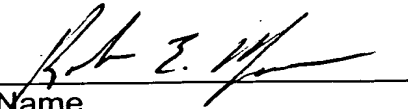
5. Bind my heirs, legal representatives, and assigns, as well as myself, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to me or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications, and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by me, my heirs, legal representatives, and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions,

specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to me relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples, and other physical exhibits in my control or in the control of my heirs, legal representatives, or assigns which may be useful for establishing the facts of my conceptions, disclosures, and reduction to practice of said inventions and discoveries.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal  
this 8<sup>th</sup> day of May, 2002.

  
Rory Albert James PYNENBURG

WITNESSED BY:

  
Name

1323 NE OLENCO STN PKWAY  
MILLSBORO OR 97124  
Address